

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MARCUS KUTTERER,

Plaintiff,

v.

SOLANO COUNTY JAIL, et al.,

Defendants.

No. 2:23-cv-1214 DAD CKD P

FINDINGS AND RECOMMENDATIONS

On January 11, 2024, plaintiff's first amended complaint was dismissed with leave to amend. The second amended complaint was due on February 12, 2024, and plaintiff has not filed a second amended complaint.

Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days after being served with these findings and recommendations, plaintiff may file written objections with the court. The document should be captioned "Objections to Magistrate Judge's Findings and Recommendations." Plaintiff is advised that failure to file objections within the specified

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time waives the right to appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

Dated: February 28, 2024



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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